

03/21/01
J1062 U.S. PTO

03-22-01

A

PATENT

Attorney Docket No. ELITRA.011A

Date: March 21, 2001

Page 1

2 Box
seg

ASSISTANT COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

ATTENTION: BOX PATENT APPLICATION

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): **Robert Haselbeck, Kari L. Ohlsen, Judith W. Zyskind, Daniel Wall, John D. Trawick, Grant J. Carr, Robert T. Yamamoto, and H. Howard Xu**

For: **IDENTIFICATION OF ESSENTIAL GENES IN PROKARYOTES**

Enclosed are:

- (X) 4 sheets of drawing.
- (X) Sequence Listing in computer readable format on CD-ROM (2 copies).
- (X) Sequence Submission Statement.
- (X) Return prepaid postcard.
- (X) Conditional Petition Under 37 C.F.R. § 1.183 to suspend 37 C.F.R. § 1.52(b)
- (X) Certificate of Mailing by Express Mail
- (X) CD ROM Submission Statement Transmittal Letter (2 copies)

The present application qualifies for small entity status under 37 C.F.R. § 1.27. The fees are calculated below:

CLAIMS AS FILED				
FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee			\$355	\$ 355
Total Claims	44 - 20 =	24 ×	\$9	\$ 216
Independent Claims	44 - 3 =	41 ×	\$40	\$1,640
If application contains any multiple dependent claims(s), then add			\$135	\$
FILING FEE TO BE PAID AT A LATER DATE		\$2,211		

JC986 U.S. PTO
09/815242
03/21/01

09/815242 03/21/01

(X) Please use Customer No. 20,995 for the correspondence address.



Daniel Hart
Registration No. 40,637
Attorney of Record

S:\DOCS\DOH\DOH-5400.DOC
032101

TO THE "2425160"

Daniel Hart, Ph.D.

Assistant Commissioner for Patents
Washington, D.C. 20231

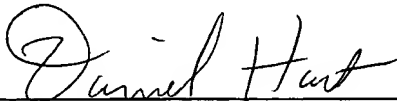
CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : ELITRA.011A
Applicant(s) : Haselbeck, et al.
For : IDENTIFICATION OF ESSENTIAL GENES IN
PROKARYOTES
Attorney : Daniel Hart
"Express Mail"
Mailing Label No. : EL 739677750 US
Date of Deposit : March 21, 2001

I hereby certify that the accompanying

Transmittal; Specification in 573 pages; 4 sheets of drawings; Sequence Listing
Submission Statement; 2 copies of Sequence Listing in computer readable format on CD-
ROM; Conditional Petition to Suspend; CD-ROM Submission Statement Transmittal
Letter (2 copies), Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee"
service under 37 CFR 1.10 on the date indicated above and are addressed to the Assistant Commissioner
for Patents, Washington, D.C. 20231.


Daniel Hart

ELITRA.011A



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Haselbeck, et al.	)	Group Art Unit Unknown
Appl. No.	:	09/815,242)	
Filed	:	March 21, 2001	)	I hereby certify that this correspondence is being faxed and sent via Federal Express to Annette Masiello on October 19, 2001 for hand delivery to the Assistant Commissioner for Patents, Washington, D.C. 20231, on
For	:	IDENTIFICATION OF ESSENTIAL GENES IN PROKARYOTES)	
Examiner	:	Unknown)	

October 19, 2001
(Date)
Daniel Hart
Daniel Hart, Reg. No. 40,637

LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The above-identified application was filed on March 21, 2001 and claims priority to several U.S. Provisional Patent Applications, the earliest of which was filed March 20, 2000. Accordingly, the application should have published in late September. Our client is interested in having the application publish as quickly as possible in order to have the possibility of obtaining provisional rights.

Although we received a postcard indicating that the application was received at the Patent and Trademark Office, we have not received a filing receipt or a Notice of Missing Parts. Over the past several months, we have made numerous calls to the Application branch at the Patent and Trademark Office to determine the status of the application and have been informed by DeShon that the application had been received and was being scanned in by micrographics.

We have also spoken with personnel in the Petitions branch, Special Operations branch and OIPE regarding the status of the application and how we can assist the Patent and Trademark Office in publishing the application as quickly as possible.

Appl. No. : 09/815,242
Filed : March 21, 2001

Accordingly, we respectfully request your assistance in moving the application to publication. Please feel free to contact the undersigned to advise us how we can expedite the publication of the application.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Oct. 19, 2001

By: Daniel Hart

Daniel Hart
Registration No. 40,637
Attorney of Record
620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660
(619) 235-8550

S:\DOCS\DOH\DOH-6147.DOC
101901

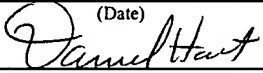
FILED "CASE" 09/25/01

OIP
 OCT 22 2001
 PATENT & TRADEMARK OFFICE
 IN THE UNITED STATES OF AMERICA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	Haselbeck, et al.	)	Group Art Unit:
			)	Unassigned
App1. No.	:	09/815,242)	
			)	I hereby certify that this correspondence is
Filed	:	March 21, 2001	)	being faxed and sent via Federal Express to
			)	Annette Masiello on October 19, 2001 for
			)	hand delivery to the Assistant
			)	Commissioner for Patents, Washington,
			)	D.C. 20231, on
For	:	IDENTIFICATION OF)	
		ESSENTIAL GENES IN)	
		PROKARYOTES)	
)	
)	
Examiner	:	Unknown)	

October 19, 2001
(Date)



Daniel Hart, Reg. No. 40,637

POWER TO INSPECT AND MAKE COPIES UNDER
37 C.F.R. § 1.14(d) AND M.P.E.P. § 104

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. § 1.14(d) and M.P.E.P. § 104, please permit Annette Masiello or her representative, Rayline Petitt, to inspect the above-entitled application, and to make copies of any of the papers she may desire.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

Dated: Oct. 17, 2001

By:

By: Daniel Hart

Daniel Hart
Registration No. 40,637
Attorney of Record
620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660
(619) 235-8550

1. **Introduction**
 2. **Background**
 3. **Methodology**
 4. **Results**
 5. **Discussion**
 6. **Conclusion**
 7. **References**
 8. **Appendix**
 9. **Index**
 10. **Table of Contents**